

bursitis, and rheumatism, which were the purposes and conditions for which the article was intended and was being offered.

DISPOSITION: The Uranium Health Center, Inc., claimant, filed an answer on 10-25-56, denying that the article was misbranded. Subsequently, the deposition of George Polites was taken; and, on 1-16-57, the court granted the Government's motion for summary judgment on the ground that there was no genuine issue as to any material fact. Thereafter, on the same day, the court entered judgment of condemnation and ordered that the article be disposed of in compliance with the law.

DRUG ACTIONABLE BECAUSE OF CONTAMINATION WITH FILTH

5290. Veratrum viride powder. (F. D. C. No. 39912. S. No. 38-596 M.)

QUANTITY: 2,800 lbs. at Decatur, Ill.

SHIPPED: During 1947, from New York, N. Y.

LABEL IN PART: "Powdered Veratrum Viride."

LIBELED: 1-9-57, S. Dist. Ill.

CHARGE: 501 (a) (1)—contained insects while held for sale.

DISPOSITION: 3-18-57. Consent—claimed by Irwin, Neisler & Co., Decatur, Ill. Segregated; 130 lbs. destroyed.

DRUGS AND DEVICES ACTIONABLE BECAUSE OF DEVIATION FROM OFFICIAL OR OWN STANDARDS

5291. Del-Caps capsules, Del-Bardex #2 capsules, Del-Spas capsules with B-complex, and Del-O-Bex capsules. (F. D. C. No. 39827. S. Nos. 10-264 M, 13-784 M, 14-784 M, 31-845 M, 38-354 M.)

INFORMATION FILED: 1-16-57, N. Dist. N. Y., against Delmar Pharmacal Corp., Rensselaer, N. Y., and Manuel Schindler, president.

SHIPPED: Between 5-27-55 and 6-15-56, from New York to Iowa, Missouri, California, and Pennsylvania.

LABEL IN PART: (Drum) "Del-Caps 15 Timed Disintegration Capsule Each Capsule Contains: Dextro Amphetamine Sulfate 15 mg. Caution: Federal law prohibits dispensing without a prescription"; (btl.) "Del-Bardex #2 Timed Disintegration Capsule Each Capsule Contains: Dextro Amphetamine Sulfate 15 mg. Amobarbital 100 mg. (Warning: May be habit forming) Caution: Federal law prohibits dispensing without a prescription. 1000 Capsules," "Del-Spas with B-Complex Timed Disintegration Capsule Each Capsule Contains: Phenobarbital $\frac{3}{4}$ gr. (Warning: May be habit forming) Atropine Sulfate $\frac{1}{66}$ gr. Thiamin Hydrochloride 3 mg. Riboflavin 1.5 mg. Niacinamide 15 mg. Calcium Pantothenate 0.9 mg. Pyridoxin Hydrochloride 0.45 mg. Caution: Federal law prohibits dispensing without a prescription. 1000 Capsules," or "Del-O-Bex 7 $\frac{1}{2}$ Timed Disintegration Capsule Each Capsule Contains: D. L. Amphetamine Sulfate 7 $\frac{1}{2}$ mg. Thyroid 1 $\frac{1}{2}$ gr. Atropine Sulfate $\frac{1}{180}$ Aloin $\frac{1}{8}$ gr. Phenobarbital $\frac{1}{8}$ gr. Caution: Federal law prohibits dispensing without a prescription."

RESULTS OF INVESTIGATION: Analyses disclosed that the *Del-Caps capsules* were approximately 17 $\frac{1}{2}$ percent deficient in dextro-amphetamine sulfate; that the *Del-Bardex #2 capsules* were approximately 24 to 42 percent deficient in dextro-amphetamine sulfate and approximately 20 to 26 percent deficient in amo-

barbital; that the *Del-Spas capsules with B-complex* were approximately 18 percent deficient in phenobarbital; and that the *Del-O-Bex capsules* were approximately 34½ percent deficient in amphetamine sulfate and approximately 11 percent deficient in thyroid.

CHARGE: 501 (c)—the strength of the articles, when shipped, differed from that which they were represented to possess; and 502 (a)—the labeling of the articles, when shipped, contained the following false and misleading representations:

- (1) That each *Del-Caps capsule* contained 15 mg. of dextro-amphetamine sulfate;
- (2) That each *Del-Bardex #2 capsule* contained 15 mg. of dextro-amphetamine sulfate and 100 mg. of amobarbital;
- (3) That each *Del-Spas capsule with B-complex* contained ¼ grain of phenobarbital; and
- (4) That each *Del-O-Bex capsule* contained 7½ mg. of amphetamine sulfate and 1½ grains of thyroid.

PLEA: Guilty.

DISPOSITION: 6-4-57. Corporation—\$750 fine; Schindler—\$350 fine and probation for 2 years.

5292. Halazone tablets and first aid kits. (F. D. C. No. 39419. S. No. 51-893 M.)

QUANTITY: 99 cases, each containing 3 100-btl. ctns., 22 100-btl. ctns., and 150 *first aid kits*, each containing 1 100-tablet btl., at Denver, Colo.

SHIPPED: On an unknown date, from San Diego, Calif.

LABEL IN PART: (Btl.) "100 Water Purification Tablets For Purifying Drinking Water in Canteens Halazone N. N. R. (P-sulfonedichloramido-benzoic acid) * * * Each tablet contains 0.004 Gm. (¼₁₆ grain) of Halazone with sodium carbonate, sodium chloride and boric acid."

RESULTS OF INVESTIGATION: Analysis showed that the tablets contained from 45 percent to 110 percent of the declared amount of halazone.

LIBELED: 8-23-56, Dist. Colo.

CHARGE: 501 (b)—the strength of the tablets, while held for sale, differed from the standard for *halazone tablets* set forth in the National Formulary.

DISPOSITION: 1-22-57. Default—destruction.

5293. First aid kits. (F. D. C. No. 39701. S. No. 21-209 M.)

QUANTITY: 252 *first aid kits*, each containing 1 btl. of *Halazone* tablets among other items, at Tulsa, Okla.

SHIPPED: Between 3-28-56 and 6-21-56, from Denver, Colo.

LABEL IN PART: (Btl.) "100 Water Purification Tablets * * * Halazone * * * Each tablet contains 0.004 Gm. (¼₁₆ grain) of Halazone with sodium carbonate, sodium chloride and boric acid."

RESULTS OF INVESTIGATION: Analysis showed that the tablets contained from 50 percent to 86 percent of the labeled amount of halazone, whereas the National Formulary provides that *halazone tablets* contain not less than 90 percent of the labeled amount of halazone.